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February 21, 2008

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**BY FAX, WITH PERMISSION OF CHAMBERS**

The Honorable Gerard E. Lynch  
 United States District Court  
 Southern District of New York  
 Daniel Patrick Moynihan United States Courthouse  
 500 Pearl Street, Room 910  
 New York, NY 10007

Re: *In re Refco Capital Markets, Ltd. Brokerage Customer Securities Litigation, No. 06 Civ. 8686 (GEL) (S.D.N.Y.); Capital Management Select Fund Ltd. et al. v. Philip R. Bennett et al., No. 07 Civ. 8688 (GEL) (S.D.N.Y.); VR Global Partners, L.P. et al. v. Philip R. Bennett et al., No. 07 Civ. 8686 (GEL) (S.D.N.Y.)*

Your Honor:

This firm represents Robert C. Trosten in these Consolidated Actions.

Pursuant to your Honor's order of October 31, 2007, the due date for our response to the plaintiffs' complaints is today. Yesterday evening, however, Mr. Trosten pleaded guilty in the Refco criminal action, *United States v. Bennett*, No. 05 Cr. 1192 (NRB) (S.D.N.Y.). This turn of events requires Mr. Trosten to reconsider his response.

We respectfully request that the time for Mr. Trosten to respond to the complaints in these actions be extended to Tuesday, February 26, 2007. We have contacted counsel for the plaintiffs in the Consolidated Action, who have no objection to this request.

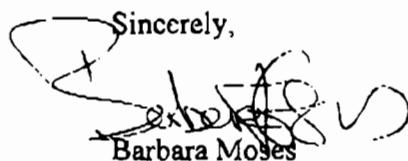
\*SO ORDERED

*Gerard E. Lynch*  
 GERARD E. LYNCH, U.S.D.J.

2/22/08

The Hon. Gerard E. Lynch  
February 21, 2008  
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We regret that we were unable to make this request any earlier.

Sincerely,  
  
Barbara Moses

cc (via email):

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